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DISTRICT OF NEVADA	
BY: _____	DEPUTY

Shana Lee McCart-Pollak  
524 Blanche Court  
Henderson, Nevada 89052  
(702) 439-2263  
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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

SHANA LEE MCCART-POLLAK,  
Plaintiff,

Case No: 2:20-cv-01624-GMN-VCF

vs.

**STIPULATION  
AND ~~[PROPOSED]~~ ORDER  
TO EXTEND DISCOVERY CUT-OFF  
DATES**

ON DEMAND DIRECT RESPONSE LLC,  
Delaware company, ON DEMAND DIRECT  
RESPONSE III LLC, Delaware company;  
BRETT SAEVITZON, individual; CRAIG  
SHANDLER, individual; JEFFREY MILLER,  
individual; MARK MEYERS, individual;  
DOES I-X; ROE BUSINESS ENTITIES I-  
X;  
Defendants

Pursuant to Court Order (Dkt 116), comes now, Plaintiff Shana Lee McCart-Pollak ("Pollak") in proper person; Mark Meyers, in proper person; Brett Saevitzon and Craig Shandler through their respective Counsel, David Dorenfeld. stipulate to the following proposed extension of Discovery Deadlines.

**MEMORANDUM OF POINTS AND AUTHORITIES**

On August 24, 2021, the Honorable Magistrate Judge Ferenbach ordered the Parties to conduct a "good faith" verbal Meet and Confer regarding the Extension of Deadlines for Discovery, and to file a new stipulated proposed Extension of Discovery Deadlines. On September 17, 2021, Pollak and Dorenfeld held a telephonic meet and confer to address multiple issues, and agreed to the following dates, herein, in order to

STIPULATION AND [PROPOSED] ORDER TO EXTEND DISCOVERY CUT-OFF DATES - 1

1 allow the Parties the opportunity to conduct full discovery. Meyers was unable to attend  
2 due to his wife having a baby, but has reviewed the proposed dates and agreed via email  
3 communications.

#### 4 **LEGAL STANDARD AND STATEMENTS**

5 Every motion or stipulation to extend or reopen discovery shall include:

##### 6 **1) A Statement specifying the discovery completed;**

7 a) **Pollak-** Pollak served Request for Admissions on Mark Meyers, however, the  
8 court stayed discovery against Meyers until the Court rules on his Motion to  
9 Dismiss. Pollak has served Request for Production and Interrogatories on  
10 Saevitzon, Shandler, On Demand Direct Response, LLC, On Demand Direct  
11 Response III, LLC and Jeffrey Miller.  
12

13 b) **Meyers-** Meyers served Request for Production of Documents on Pollak.

14 c) **Saevitzon-** Has not served discovery on any Parties.

15 d) **Shandler-** Has not served discovery on any Parties.  
16

##### 17 **2) A specific description of the discovery that remains to be completed**

18 Pollak plans on pursuing full discovery (Request for Admissions, Request for  
19 Production of Documents, Interrogatories, as well as Depositions) on all parties.

##### 20 **3) The reason why the discovery remaining was not completed within the time** 21 **limits set by the discovery order.**

22 The Discovery Schedule order was entered into the Court on January 25, 2021. At the  
23 time of the entry of the Discovery Schedule, there was a pending motion to dismiss, by  
24 Meyers. The Court granted a protective order to stay Discovery on Meyers until the court  
25 rules on the Motion to Dismiss. There is still a Motion to Dismiss pending in the Court.  
26  
27  
28

1 At the time of the entry of the Discovery Schedule Shandler had not yet been  
2 successfully served with the complaint. Shandler filed his answer to the complaint on  
3 April 1, 2021.  
4

5 At the time of the entry of the Discovery Schedule there was a motion pending to set  
6 aside Saevitzon's Default Judgment. The Court set aside that default on May 17, 2021  
7 and ordered Saevitzon to answer the complaint which he filed May 26, 2021. (122 days  
8 after the entry of the scheduling order).  
9

10 **4) A proposed schedule for completing all remaining discovery**

11 The Parties agreed to extend discovery, starting with the Amending of the Pleadings  
12 by 120 days from the date of the meet and confer (September 17, 2021) and then each  
13 subsequent date resulting from the Discovery Deadline.  
14

15 **CURRENT DEADLINE AND STIPULATED PROPOSED DEADLINE**

16 **Amended Pleadings:** June 11, 2021 to **January 17, 2022**, (which is 91 days  
17 before the proposed Discovery cut-off date, due to the weekend)

18 **Discovery Deadline:** September 3, 2021 to **April 18, 2022**

19 **Initial Expert Disclosures:** July 12, 2021 to **February 17, 2022**, (which is 60  
20 days before the stipulated proposed Discovery cut-off date)

21 **Rebuttal Expert Disclosures:** August 11, 2021 to **March 18, 2022** (which is 30  
22 days before the stipulated proposed Discovery cut-off date)

23 **Dispositive Motions:** October 4, 2021 to **May 18, 2022** (which is 30 days after  
24 the stipulated proposed Discovery cut-off date)

25 **Proposed Pretrial Order:** November 3, 2021 **June 17, 2022** (which is 30 days  
26 after the stipulated proposed Dispositive Motions cut-off date)  
27  
28

1 If dispositive motions are filed, the deadline for filing the joint pretrial order will be  
2 suspended until 30 days after decision on the dispositive motions or further court  
3 order.  
4

5 **5) The Current trial date**

6 The extension of the discovery deadlines will have no bearing on trial, as no trial date  
7 has been set.  
8

9 **Conclusion**

10 In general, the Court may extend a deadline "if a request is made[] before the  
11 original time or its extension expires." Fed. R. Civ. P. 6(b)(1)(A). Pollak's Motion  
12 requesting to extend the deadlines was filed before the original time or its extensions  
13 expired for all of the proposed stipulated dates, herein. Therefore, all Parties (Pollak,  
14 Meyers, Saevitzon and Shandler) have agreed and respectfully requests that the court  
15 enter these new stipulated proposed Discovery Dates into the court.  
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1 Dated this 21<sup>st</sup> day of September, 2021

2  
3 Shana Lee McCart-Pollak  
4 SIGNATURE  
5 Shana Lee McCart-Pollak  
6 524 Blanche Court  
7 Henderson, Nevada 89052  
8 Tel: (702) 439-2263  
9 Email: Lotsoflovebuddies@yahoo.com  
10 Pro Se

11  
12 Dated this 9/20/2021 day of September, 2021

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Mark Meyers  
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Mark Meyers  
1037 Barrow Court  
Westlake Village, CA 91361  
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Pro Se

Dated this 9/20/2021 day of September, 2021

DocuSigned by:  
David Dorenfeld  
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David K Dorenfeld  
(Cal. Bar No. 145056; Pro Hac Vici)  
DorenfeldLaw, Inc.  
30101 Agoura Court, Suite 210  
Agoura Hills, California 91301  
Tel: (828) 865-4000  
Email: david@dorenfeldlaw.com

~~[PROPOSED]~~ ORDER

PURSUANT TO STIPULATION, IT IS ORDERED.

Dated: 9-27-2021

Cam Ferembach  
HONORABLE CAM FERENBACH  
UNITED STATES MAGISTRATE JUDGE

STIPULATION AND [PROPOSED] ORDER TO EXTEND DISCOVERY CUT-OFF DATES - 5

**CERTIFICATE OF SERVICE**

I, Shana Lee McCart-Pollak, declares as follows, I am over the age of 18 years:

My address is: 524 Blanche Court  
Henderson, Nevada 89052  
(702) 439-2263

On September 21, 2021, I served the foregoing document(s) described as:

**STIPULATION AND [PROPOSED] ORDER  
TO EXTEND DISCOVERY CUT-OFF DATES**

I hereby certify that on the 21<sup>st</sup> day of September 2021, a true and complete copy of the foregoing was served on all counsel of record by mail to the addresses indicated below:

Dorenfeld Law  
30101 Agoura Court, Suite 210  
Agoura Hills, California 91301

Mark Meyers  
1037 Barrow Court  
Westlake Village, California 91361

I declare under penalty of perjury that the foregoing is true and correct.

  
Shana Lee McCart-Pollak